

## UNOFFICIAL MINUTES FOR MAY 14, 2013

The Regular Meeting of the Kiowa County Commissioners was called to order at 9:00 a.m. by Chairman Richard Scott on May 14, 2013. Donald Oswald opened the meeting with prayer and Pledge of Allegiance. Those attending were:

Richard Scott, Commissioner  
William E. Koehler, Commissioner  
Donald Oswald, Commissioner  
Debra C. Lening, County Clerk  
Peggy Dunlap, Administrator

Jeanne Sorensen entered the meeting at 9:15 a.m. as a visitor.

Alexa Roberts and Karl Zimmerman with National Parks Service (NPS) met with the Commissioners. They brought fliers that will be handed out to visitors upon request regarding the impact of oil and gas development as it relates to the Sand Creek Massacre National Historic Site. Per the flier: "Thus, now is the time for the National Park Service and its partners to work with local landowners and agencies to plan for future petroleum development so that it might occur in a way that helps protect Sand Creek Massacre National Historic Site." Their intent is not to stop the production but to work with all the parties involved to help protect the view shed of the site. One of the examples presented was to have all of the equipment at the oil and gas site painted so that it blends in or "disappears" with the surrounding area, thus protecting the view shed of the Sand Creek site. There was also discussion regarding a grant to improve the road to the Sand Creek site.

Minutes from the April 25, 2013 Regular Meeting was presented. Koehler made a motion, seconded by Oswald, to approve the Minutes as presented. All Commissioners voted affirmative.

The vouchers were reviewed. Two vouchers were questioned. Vouchers were approved and signed.

The agenda was reviewed. Oswald added item #13 – Update on Volvo Situation to Old Business. Koehler made the motion, seconded by Oswald, to approve the agenda with addition. All Commissioners voted affirmative.

Fairground issues were discussed. The Commissioners discussed rental of equipment and horse boarding issues. Oswald made the motion, seconded by Koehler, to have a \$5.00 refundable deposit and a \$5.00 rental fee for each picnic table for a 24 hour period, adding that the county will no longer haul the tables; that will be up to the organization renting the tables. All Commissioners voted affirmative. Nothing was decided at this time regarding the fees for boarding horses.

Bill Dutro with Southeast Development met with the Commissioners to present the 2012 Financial Colorado Small Business Development Center Network (SBDC) report. For Kiowa County in 2012, there was one business start around \$242,000 and six new clients. There have been three new clients so far for 2013.

Sheriff Forrest Frazee met with the Commissioners regarding various updates. He contacted another county regarding an ordinance for heavy trucks on restricted roads. An ordinance would not be feasible and the fines would undoubtedly be thrown out in court. He also discussed the need for website security and said the county is at risk without an IT person. The Commissioners will check with CCI regarding this matter. The Commissioners discussed inventory with the Sheriff as the auditor will be coming the end of May and wants current inventory lists. The Sheriff stated that much of his inventory is covered under grants and the state tracks it. Other items can not have inventory stickers attached, such as body armor and weapons, but he will work on the list.

Wagner Equipment was discussed. The graders should be delivered to each county shop the week of May 20<sup>th</sup>.

The formation of a Fire District was discussed. After discussing, Oswald made the motion, seconded by Koehler, to table the fire district discussion and to look at possibly putting this question on the 2014 General Election ballot instead of the 2013 ballot. All Commissioners voted affirmative.

Mike Lening with KCEDF met with the Commissioners to discuss the relationship between KCEDF and the Commissioners, regarding an email received from Commissioner Scott regarding "Pedal the Plains". Scott said he didn't think the county should be put a position of offering assistance to a group when they were not previously informed. He also said he had asked for the agenda and minutes and still had not received them. He then stated that a packet was delivered to the Commissioner's office for him but he never sees that packet until it's too late. He would like to have the information emailed instead. Lening said he would make sure that happens. He stated that he was under the assumption that since Commissioner Oswald attends the KCEDF meetings that he was probably informing the other two Commissioners of items discussed regarding the Pedal the Plains event, but did not realize the Oswald had missed that particular meeting. He said that they were asked to not say anything until the decision was made regarding the location of the event, so their hands were tied, to a certain extent, until the organization gave them the go-ahead to make a public announcement. Nothing was intentionally kept from the Commissioners. Lening stated that the two organizations need to work together to be more effective for the well being of the County. KCEDF is trying to use the resources that they have to better the community. He said the Commissioners may not always agree with everything KCEDF does or the way they go about it, but they are trying to do the very best they can to help grow and improve the County and they (both organizations) should compliment one other instead of working against each other. Administrator Dunlap asked about security, paper goods, the road and bridge crew and other expenses for

the Pedal the Plains event and who was going to be picking up the tab. Lening stated that many of these questions would be answered at each of the upcoming organizational meeting for the event and said that she and the Commissioners were all welcome to attend those meetings, stating that a public meeting would be forth coming. He said that he hopes the community as a whole will embrace this event and be willing to volunteer their time to help make it successful. Commissioners Scott said he would plan on attending the next KCEDF meeting to continue the conversation in more depth with the board.

The Maine Street hotel was discussed. There is still no update from the EPA.

Director of Emergency Management Nancy McCain met with the Commissioners regarding her office space and said the area is much too small to work in with all of her equipment and an intern. She stated that she needs to move to a larger office area and needs her duties to be defined more clearly and the chain of command needs to be defined. After further discussion, Oswald made the motion, seconded by Koehler, that for clarification, the Department of Emergency Management is its own department and answers to the Commissioner's office and that the Commissioners are the immediate supervisors. All Commissioners voted affirmative. McCain stated that she has not received anything from the college for the intern. If documentation is not received, the intern can not be utilized. The Commissioners, the Administrator and McCain went to look at alternate office space. Upon returning, Scott made the motion, seconded by Oswald, to allow McCain to use the day care rooms for Emergency Management. All Commissioners voted affirmative.

Oswald made the motion, seconded by Koehler, to appoint Tearle Lessenden to finish Shane Lessenden's term on the Fair Board. All Commissioners voted affirmative.

Road issues were discussed regarding Rd 39.75. Easement can not be determined at this time so no decisions were made regarding maintenance of this road.

Scott made the motion, seconded by Oswald, to update the current Memorandum of Understanding to permit the Bureau of Reclamation to proceed with the Cultural Resource Survey for the Arkansas Valley Conduit Project and Long-term Excess Capacity Master Contract, Colorado (AVC) to continue to perform geotechnical investigations. All Commissioners voted affirmative.

The Volvo grader issues were discussed.

The Treasurer's report was reviewed.

The Clerk's report was reviewed and filed.

The Commissioners report was reviewed.

The TV tower report was discussed. The guide wires need to be tightened.

There were no "time-off" request forms to review.

A subdivision application was received. It must go through Zoning and Planning for approval.

Five Parade themes were received and reviewed. Koehler made the motion, seconded by Oswald, to choose "County Pride County Wide" submitted by Krissy Ray as the 2013 County Fair Parade theme. All Commissioners voted affirmative.

The Direct Encounter Cyclical Program contract and Average Crop contract was received from the Farm Service Agency (FSA) that needs to be signed for property located around the lake area. Oswald made the motion, seconded by Koehler, to sign the contract. All Commissioners voted affirmative.

A letter was received from Mikayla Schmidt for a community service project for college regarding a recreation area in Towner. She needs funds for basketball goals for a basketball court. A letter will be sent to Ms. Schmidt to let her know the county will be able to offer in-kind assistance for some of the project and will check to see if they can help monetarily, also.

The next Regular Meeting will be held May 30, 2013.

With no further business, Oswald made the motion, seconded by Koehler, to adjourn at 2:45 p.m. All Commissioners voted affirmative.